

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

**HEARING
DATE AND
TIME: 8/22/19
11:00 AM**

In Re:

FIRESTAR DIAMOND, INC., et al.,

Debtors.

Chapter 11

Case No. 18-10509 (SHL)

(Jointly Administered)

RICHARD LEVIN, Chapter 11 Trustee of
FIRESTAR DIAMOND, INC., FANTASY, INC.,
and OLD AJ, INC. f/k/a A. JAFFE, INC.,

Plaintiff,

v.

NIRAV DEEPAK MODI, MIHIR BHANSALI,
and AJAY GANDHI,

Defendants.

Adv. Proc. No. 19-01102-shl

**ORAL ARGUMENT
REQUESTED**

**DEFENDANT AJAY GANDHI'S NOTICE OF
MOTION TO DISMISS THE ADVERSARY COMPLAINT**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, dated May 28, 2019, the undersigned on behalf of defendant Ajay Gandhi, hereby moves this Court before the Honorable Sean H. Lane, in Courtroom 701 of the United States Bankruptcy Court, Southern District of New York, One Bowling Green, New York, New York, 10004, on **August 22, 2019 at 11:00 am**, for an Order dismissing the Adversary Complaint with prejudice pursuant to Rules 7009 and 7012 of the Federal Rules of Bankruptcy Procedure, and for such other and further relief as the court may deem just and proper.

By agreement of the parties, the Trustee's opposition papers are due on July 2, 2019, and defendants' reply papers are due on July 26, 2019.

Dated: New York, New York
May 28, 2019

Respectfully submitted,

SERPE RYAN LLP

By: /s/ Silvia L. Serpe
Silvia L. Serpe
Paul W. Ryan
16 Madison Square West
New York, New York 10010
(212) 257-5010
sserpe@serperyan.com
pryan@serperyan.com

Attorneys for Defendant Ajay Gandhi